

## AFFIDAVIT OF NON-DEVELOPMENT

STATE OF WEST VIRGINIA  
COUNTY OF MARSHALL, to-wit:

I, Mary Elenora Yeater, of RR1 Box 108, Proctor, WV 26055,  
being of lawful age and being duly sworn, state that for the past 85 years I have been very familiar  
with the use and occupancy of that certain tract of land described as follows, to wit:

Legal Description: Subject lands situate in the Liberty District, Marshall County, West Virginia, being 30.13  
acres, more or less, Tax Map 28, Parcel 12

The Lands were subject to the following Oil and Gas Leases (the "Leases"):

- a. Oil and Gas Lease dated June 14, 1895, of record in Deed Book 49, at Page 282, by and between  
Lester L. Geho, and Clare Garrelly, for the term of five (5) years.
- b. Oil and Gas Lease dated April 29, 1899, of record in Deed Book 60, at Page 464, by and between  
Hester L. Geho and Isaac White, for the term of five (5) years.
- c. Oil and Gas Lease dated January 31, 1898, of record in Deed Book 56, at Page 333, by and between  
Hester L. Geho and J. L. Frees for the term of five (5) years.

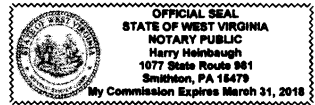
That I know of my own knowledge that no oil and/or gas is currently being produced under the terms of the  
aforesaid Leases upon any of the above described property; that to my knowledge no royalties are currently  
being paid pursuant to the aforesaid Leases on the above described property; and that I know to the best of my  
own knowledge that the aforesaid Leases have heretofore been abandoned, surrendered and otherwise  
terminated.

I further state that I know to the best of my own knowledge that no production of oil and/or gas is currently  
being produced pursuant to the aforesaid Leases on other property covered by said Leases, if any, or other  
property pooled or unitized therewith, if any.

Further Affiant sayeth naught.

Executed this 16 day of Feb, 2009 Mary Elenora Yeater

## ACKNOWLEDGEMENT



STATE OF WEST VIRGINIA }  
COUNTY OF WETZEL } SS:

On the 16<sup>th</sup> day of February, 2009, before me personally came the above  
named: Mary Elenora Yeater, being person(s) known to me to be the  
same person(s) described herein and who acknowledge having executed the foregoing instrument.

My commission expires March 31, 2018

[Signature]  
Signature / Notary Public

Harry Heinbaugh  
Name / Notary Public (print)

✓ County Recorder: Please return recorded document to Mason Dixon Energy, Inc., 101 Cambridge Place, Bridgeport, WV 26330

JAN PEST  
MARSHALL County 11:52:29 AM  
Instrument No 1265961  
Date Recorded 03/18/2009  
Document Type O&G  
Book-Page 678-95  
Recording Fee \$5.00  
Additional \$6.00

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing  
date on the 16<sup>th</sup> day of February, 2009, was presented for and by me, admitted to record in my office upon the  
above certificate as to the parties therein named this 18<sup>th</sup> day of March, 2009 at 11:52 o'clock A.M.

TESTE: [Signature]

Clerk.